

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DISTRICT JUDGE EDWARD M. CHEN

Case No. C11-3232 EMC

Case Name: Fredianelli v. Jenkins, et al.

NOTE FROM THE JURY

Note No. 1

Date 10/21/13

Time 12:15 P.m.

RECEIVED
OCT 21 2013
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA


1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

PLAINTIFF CLAIMS THAT APPROX. \$ 127,000
OF EQUIPMENT COSTS IT WAS PAID FOR
BY 3EB TOURING INC AND THAT THIS
COST IS SHOWN IN EXHIBIT 371.

WHAT PAGE OF THE EXHIBIT PROVIDES
THE DETAIL OF THIS EXPENSE?



Foreperson of the Jury

Answer to Jury Note #1

The \$127,000 figure in your Question #1 appears to be related to the figure of \$127,768.36 which appears on the first page of Exhibit 371, the Balance Sheet of 3EB Touring, Inc. dated December 31, 2008. That number is the accumulated depreciation for the cumulative purchases of Computer Equipment, Musical Equipment, and Staging previously purchased by 3EB Touring, Inc., including purchases made prior to 2008. These categories are tied to account numbers 1625, 1645 and 1650 which appear on pages 30-31 of the Ledger Report portion of Exhibit # 371. The accounts appear in the Ledger Report for other years as well.

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NOTE FROM THE JURY

Note No. 2

Date 10/21/13

Time 3:05

RECEIVED
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RICHARD W. WALKER
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

WAS ZEB TOURING INC, THIRD EYE BUID, INC OR
STEPHAN JENKINS PRODUCTIONS, INC REIMBURSED
FOR LEGAL FEES BY INSURANCE FOLLOWING
THE ERIC GODTLAND LITIGATION? IF SO,
WHAT WAS THE VALUE OF THE REIMBURSEMENT?
THE JURY SEEKS CLARIFICATION ON INSURANCE PROCEEDS,
IF ANY, RELATED TO LEGAL EXPENSES / FEES NOT
SETTLEMENT PROCEEDS, IF ANY.



Foreperson of the Jury

Answer to Note #2

There is no evidence in the record that any of the legal expenses/fees incurred in the Godtland litigation were reimbursed by insurance.

UNITED STATES DISTRICT COURT
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NOTE FROM THE JURY

Note No. 3
Date 10/21/13
Time 3:55

RECEIVED
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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

What services did Another Planet Entertainment provide?

*Is this company, Another Planet Entertainment related to
Third Eye Blind Inc, 3EB Touring, or Stephen Jenkins Productions?
Or just Stephen Jenkins?*



Foreperson of the Jury

Answer to Note #3

There is no evidence in the record as to what services Another Planet Entertainment provided.

Another Planet Entertainment is not related in any ownership relationship to Third Eye Blind Inc, 3EB Touring, Stephen Jenkins Productions, or Stephan Jenkins.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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Case No. C11-3232 EMC

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NOTE FROM THE JURY

Note No. 4

Date 10/21/13

Time 4.08

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OCT 21 2013
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

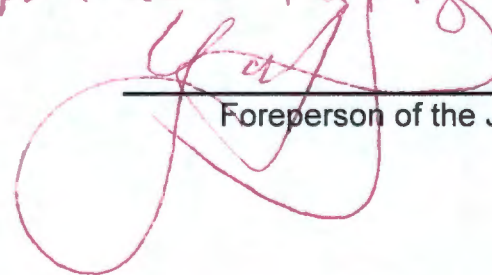
There was testimony given
that Tony is owed royalties.

Do we consider awarding
royalties as damage.

For example: online, youtube,
~~advised~~ sound exchange. I ask these
questions because 3rd Eye Blind

continues to collect checks for this. -

We are in dispute about paying royalties



Foreperson of the Jury

Answer to Note #4

Plaintiff is not seeking in this case royalties for online, You-Tube or SoundExchange.

UNITED STATES DISTRICT COURT
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Case No. C11-3232 EMC

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NOTE FROM THE JURY

Note No. 5
Date 10/21/13
Time 4:45

RECEIVED
OCT 21 2013
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1. The Jury has reached a unanimous verdict (✓)

or

2. The Jury has the following question:



Foreperson of the Jury